

So Ordered.

Dated: March 10th, 2020



Frederick P. Corbit

Frederick P. Corbit  
Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON

In re:

GIGA WATT, Inc., a Washington  
corporation,

Debtor.

Case No. 18-03197

The Honorable Frederick P. Corbit

Chapter 11

**ORDER GRANTING CHAPTER 11  
TRUSTEE'S MOTION FOR ORDER  
APPROVING AND GENERAL  
RELEASE OF CLAIMS (CARLSON  
ADVERSARY)**

This matter came before this Court on the *Chapter 11 Trustee's Motion for Order Approving Agreement and General Release of Claims (Carlson Adversary)* (the "Motion")<sup>1</sup> filed by Mark D. Waldron, in his capacity as the duly-appointed

<sup>1</sup> Unless otherwise defined herein, capitalized terms used in this Order have the meanings ascribed to them in the Motion or the Memorandum of Points and Authorities filed in support thereof.

1 Chapter 11 Trustee (the “Trustee”) in the above-captioned bankruptcy case of  
2 Giga Watt Inc.

3 The Court having reviewed the Motion, the Memorandum of Points and  
4 Authorities in Support of the Motion, the Declaration of Mark D. Waldron in  
5 Support of the Motion, the Agreement (as defined in the Motion) and the Court  
6 finding that (1) the settlement as set forth in the Agreement is fair, reasonable and  
7 adequate, (2) good cause exists to approve the Motion, (3) the decision to enter  
8 into the Agreement is supported by sound business reasons and is a proper  
9 exercise of the Trustee’s business judgment, and (4) notice of the Motion and  
10 hearing were sufficient, proper and adequate;

11 **IT IS HEREBY ORDERED** as follows:

- 12 1. The Motion is GRANTED in its entirety;
  - 13 2. The Agreement and the settlement contained therein are approved;
  - 14 3. The Trustee is authorized to enter into the Agreement, substantially  
15 in the form attached as Exhibit B to the Motion;
  - 16 4. The Adversary Proceeding (as defined in the Agreement) is hereby  
17 dismissed with prejudice against Carlson (as defined in the Agreement) and  
18 without prejudice against Rob Tavis; and
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1           5.     The Carlson Proofs of Claim (as defined in the Agreement) are  
2 withdrawn with prejudice; and

3           6.     The Allowed Administrative Claim is subject to the terms of the  
4 Agreement and will have the treatment set forth in the Agreement.

5                               /// END OF ORDER ///

6 Presented by:

7 POTOMAC LAW GROUP PLLC

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24 Of attorneys for Mark Waldron in his capacity  
25 as the duly-appointed Chapter 11 Trustee